

PROSKAUER ROSE LLP
Dale A. Schreiber (DS-9211)
Allison B. Feld (AF-9464)
1585 Broadway
New York, NY 10036
(212) 969-3000
Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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BLEECKER CHARLES COMPANY, : 00 Civ. 7827 (GEL)

Plaintiff, :

NOTICE OF MOTION

-against- :

350 BLEECKER STREET APARTMENT :
CORPORATION, :

Defendant, :

-against- :

BLEECKER PARKING CORP., :

Additional Counterclaim Defendant. :

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PLEASE TAKE NOTICE that, upon the accompanying Affidavit of Kenneth B. Newman, sworn to on November 21, 2001, with exhibits, the Declaration of Dale A. Schreiber, executed on November 21, 2001, with exhibits, the Declaration of Bruce E. Fader, executed on November 21, 2001, the memorandum of law submitted herewith, and all pleadings and proceedings had herein, and in accordance with the Final Judgment and Order of this Court, entered on October 31, 2001, plaintiff Bleecker Charles Company (“the Sponsor”), by and through its attorneys Proskauer Rose LLP, will move this Court, in Courtroom 518 before the

Honorable Gerard E. Lynch, United States District Court Judge for the Southern District of New York, in the Courthouse located at 40 Center Street, New York, New York, 10007, for an order:

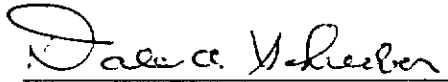
(1) awarding the Sponsor, pursuant to 15 U.S.C. §3611(d), \$338,097.43 in fees, disbursements and other charges paid to or currently or estimated to be owed to Proskauer Rose LLP, and \$6,418.75 in fees, disbursements and other charges paid to Hayes & Company that it incurred in prosecuting this action;

(2) enjoining the Co-op from charging back to the Sponsor as maintenance or otherwise any portion of the amounts awarded to the Sponsor; and

(3) granting such other or further relief as may be just and proper.

Dated: New York, New York
November 21, 2001

PROSKAUER ROSE LLP

By: 
Dale A. Schreiber (DS-9211)
Allison B. Feld (AF-9464)
1585 Broadway
New York, New York 10036
Phone: (212) 969-3000
Facsimile: (212) 969-2900

*Attorneys for Plaintiff Bleecker Charles
Company*

TO: Robert N. Fass, Esq.
Friedman, Krauss & Zlotolow
888 Seventh Avenue
New York, NY 10106-0229

*Attorneys for Defendant 350 Bleecker Street
Apartment Corporation*
Vincent J. Syracuse, Esq.
Tannenbaum Helpern Syracuse & Hirschtritt LLP
900 Third Avenue
New York, New York 10022

*Attorneys for Additional Counterclaim Defendant Bleecker
Parking Corporation*